# INFORMATION DISCLOSURE STATEMENT BY APPLICANT ( Not for submission under 37 CFR 1.99)

| Application Number     |        | 09857675      |  |
|------------------------|--------|---------------|--|
| Filing Date            |        | 2001-06-07    |  |
| First Named Inventor   | Ralf F | If FISCHER    |  |
| Art Unit               |        | 2617          |  |
| Examiner Name          | M. L.  | Torres        |  |
| Attorney Docket Number |        | IPQ-003USRCE3 |  |

#### CERTIFICATION STATEMENT

| Please see 37 | 7 CFR 1.9 | 7 and 1.98 | to make the | appropriate | selection | (s) |  |
|---------------|-----------|------------|-------------|-------------|-----------|-----|--|
|---------------|-----------|------------|-------------|-------------|-----------|-----|--|

That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

# OR

That no item of information contained in the information disclosure statement was cited in a communication from a foreign patient office in a counterpart foreign application, and, to the knowledge of the person signifie pile certification after making reasonable inequir, no tend of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.59(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.57(c)(2).

- See attached certification statement.
- Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

Kevin J. Canning

X None

Name/Print

### SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

| form of the signature. |                    |                   |            |  |  |
|------------------------|--------------------|-------------------|------------|--|--|
| Signature              | /Kevin J. Canning/ | Date (YYYY-MM-DD) | 2010-10-15 |  |  |

Registration Number

This collection of information is required by 3T CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file railed by the USPTO to process) an application. Confidentiality is governed by \$5 U.S. C. 12 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application from to the USPTO. There will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. opperatment of Commence, P. D. 8bs 1450, Alexandri, V.3 2213-1450. D. ON TO SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. 8bx 1450, Alexandria, V.3 2213-1450.

## Privacy Act Statement

The Privacy Act of 1974 (P. L. 95-79) requires that you be given certain information in connection with your submission of the attached form related to a patient application or patient. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. (2)(2)(2) furnishing of the information solicited to solutionary, and (3) the principal purpose for which the information is used by the U.S. Patient and Trademan KORICs is to information, the U.S. Patient and Trademan KORICs may not be able to process and/or examine your submission, which may result in formation of proceedings or abandoment of the application or experient of the patient.

The information provided by you in this form will be subject to the following routine uses:

- The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether the Freedom of Information Act requires disclosure of these record s.
- A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
- A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the sublect matter of the record.
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- A record related to an International Application filed under the Patent Cooperation Treaty in this system of records
  may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant
  to the Patent Cooperation Treaty.
- A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
- 7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or hisher designed, cuting an inspection of records conducted by GSA is part of that apency's responsibility to recommend improvements in records management practices and programs, under authority of 4 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations abavit individuals.
- A record from this system of records may be disclosed, as a routine use, to the public after either publication of
  the application pursuant to 35 U.S. C. 12(b) or issuance of a patent pursuant to 35 U.S. C. 157. Twither, a record
  may be disclosed, subject to the imitiations of 37 CFR 1.14, as a routine use, to the public if the record was filed in
  an application which became abandoned or in which the proceedings were terminated and which application is
  referenced by either a published application, one an opulication open to public inspections or an issued patent.
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